

MINUTES

UTAH Security Services Licensing Board MEETING

December 13, 2007

**Room 474 – 4th Floor – 9:00 a.m.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:02 a.m.

ADJOURNED: 11:58 a.m.

Bureau Manager:

Clyde Ormond

Board Secretary:

Jacky Adams

Board Members Present:

Marci McGregor, Chairperson
Paul K Rothe
Sheriff Merrell

Board Members Absent:

James Young
Johnny McCoy
Clayton Merchant

Guests:

Robert Anderton (Peak Alarm & PACSCo Chairperson)
Paul Adams (SOS Security)
Derick Johnson (CBI Security)
Matthew Eike
Jill LaMar (Allied Barton Security)
Mike Richardson (High Tech Security)
Mike Clegg (High Tech Security)
Neil Clegg (High Tech Security)
Justin Hatch (High Tech Security)
Kyle Dubois (Securitas)
Stephen Coleman (Coleman Facilities Management)
Cory Green (Coleman Facilities Management)
Laurent Brown (Allied Barton Security)
Bryan Beckstrom (IPC International Corp)

DOPL Staff Present:

F David Stanley, Division Director
Debbie Harry, UARP Assistant

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

DUE TO A LACK OF A QUORUM ALL DECISIONS ARE RECOMMENDATIONS ONLY

ADMINISTRATIVE BUSINESS:

Minutes from the October 11, 2007

Due to a lack of a quorum approval of the October 11, 2007 Board Meeting minutes were tabled until the February 14, 2008 Board Meeting.

APPOINTMENTS:

9:00 a.m. Johnson, Derick

Mr. Johnson appeared for his scheduled probationary appointment with the Board. Mr. Johnson explained that due to not currently having access to a telephone he was unable to call in for his required Drug Screens. Mr. Ormond explained that since Mr. Johnson was not complying with all requirements of his MOU (Memorandum of Understanding) that he was not in compliance, the Board agreed. Ms. Harry then emphasized to Mr. Johnson that he must make this requirement of his MOU a priority.

After a brief discussion the Board determined that due to Mr. Johnson always being in compliance with his MOU, and due to the current circumstances, they would take no action at this time. However, Mr. Johnson is required to meet again with the Board on February 14, 2008 at 9:15 a.m., at that time he must be in full compliance with his MOU.

9:15 a.m. Eike, Matthew

Mr. Eike appeared for his scheduled probationary appointment. Mr. Ormond explained that the Division has not received an "Employer Report" from Mr. Eike, since February 2007, at the last meeting on October 11, 2007, Mr. Eike had stated that he would have his employer fax all the past reports to the Division. Mr. Eike then stated that he is no longer working for a Contract Security Company, his current employment is Proprietary.

After a brief discussion it was determined that Mr. Eike is not in compliance with his MOU, a non compliance letter will be sent to Mr. Eike requiring him to become current on his "Employer Reports" and to meet again with this Board on February 14, 2008 at 9:30 a.m.

9:30 a.m. LaMar, Jill

Ms. LaMar appeared for her scheduled probationary appointment. Mr. Ormond explained that Ms. LaMar's MOU expired on October 25, 2007. Mr. Ormond then questioned Ms. LaMar regarding her missing "Employer Report". Ms. LaMar stated that she has only worked within this profession for the past four months.

After a brief discussion it was recommended to release Ms. LaMar from this probation.

9:45 a.m. Nahley, Christopher

Mr. Nahley did not appear for his scheduled probationary appointment with the Board. Mr. Ormond reminded the Board that Mr. Nahley had also missed his last appointment with the Board on October 11, 2007.

The Board members present recommended an Order to Show Cause Hearing.

Mr. Perfili was available for his probationary telephone interview. Mr. Ormond reminded the Board that Mr. Perfili is currently working and living in Washington, and is not in full compliance with his MOU.

After a detailed discussion Mr. Rothe recommended releasing Mr. Perfili from this probation, contingent upon the immediate surrender of Mr. Perfili's unrestricted license as an Armed Private Security Officer, based on the nature of Mr. Perfili's charges and his admission that he will not be returning to this State in the foreseeable future.

This issue will be reviewed at the February 14, 2008 Board meeting, to ensure all Board Members are in agreement.

10:15 a.m. Viliamu, Onolina

Ms. Viliamu did not appear for her scheduled probation interview. After a brief discussion the Board determined to issue a non compliance letter, to Ms. Viliamu requiring her to meet with the Board at the February 14, 2008 meeting, at 9:45 a.m.

Ms. Viliamu later met with Ms. Adams, and explained that she had missed her appointment due to a lack of transportation. Ms. Adams reminded Ms. Viliamu that she must stay in compliance with her MOU.

10:45 a.m. High Tech Security – QA Clegg, Michael

Mr. Clegg and all owners of High Tech Security appeared for Mr. Clegg's scheduled appointment with the Board. Mr. Clegg explained that he works full-time as a Sergeant for the Heber City Police Department. He further explained that his full-time job will not be a conflict of interest, based on the Chief of Police's full approval for Mr. Clegg to become the Qualifying Agent for High Tech Security.

After a detailed discussion the Board recommended approval of High Tech Security's license as a Contract Security company, with Mr. Michael Clegg as the Qualifying Agent, contingent upon clear criminal history on Mr. Clegg and all owners of High Tech Security, and submitting a current "Certificate of Liability Insurance" with all appropriate exposures.

11:00 a.m. Dubois, Kyle

Mr. Dubois appeared for his scheduled appointment with the Board. Mr. Ormond explained that Mr. Dubois voluntarily surrendered his license to practice as a Licensed Practical Nurse on June 8, 2004, due to his abuse of prescription drugs. Mr. Dubois submitted proof of his successful completion of a drug treatment program, in 2006.

After a detailed discussion the Board determined to offer Mr. Dubois a probationary license for the period of two

years, during that time he must work only under indirect supervision, submit quarterly "Employer Reports" and he will meet with the Board only if his "Employer Reports" reflect that he may have begun to abuse prescription drugs again, Mr. Rothe agreed.

11:15 a.m. Coleman Facilities Management LLC – QA Green, Cory

Mr. Green and Mr. Coleman appeared for their scheduled appointment with the Board to review Coleman Facilities Management LLC's application for licensure as a Contract Security Company with Mr. Green as the Qualifying Agent.

After a brief discussion it was recommended to approve Coleman Facilities Management LLC as a Contract Security Company with Mr. Green as the Qualifying Agent contingent upon submitting a current "Certificate of Insurance" with the appropriate exposures.

After the Board Meeting concluded the Division determined that Mr. Coleman may have falsified his application for licensure. A letter was then sent requesting Mr. Coleman to explain his "No" answers on the "Qualifying Questionnaire".

11:30 a.m. Brown, Laurent

Mr. Brown appeared for his scheduled appointment with the Board. Mr. Ormond reviewed Mr. Brown's application for licensure as an Unarmed Private Security Officer, explaining that Mr. Brown had answered yes to one of the Qualifying Questionnaire question regarding, currently being under investigation ... by a licensing or governmental agency. Mr. Brown explained that he is being investigated by Idaho POST (Peace Officers Standards and Training). However, no final action has been taken, even though the investigation has been affect for three years.

Based on the nature of the investigation, and that Mr. Brown is still POST certified, the Mr. Rothe and Sheriff Merrell recommended offering Mr. Brown a conditional license, pending the outcome of a investigations by the Division, with Ms. McGregor abstaining.

11:45 a.m. IPC International Corp – QA Beckstrom, Bryan

Mr. Beckstrom appeared for his scheduled appointment with the Board, to review IPC International Corp's request to replace Mr. Donnelson as Qualifying Agent with Mr. Beckstrom.

After a brief discussion it was recommended that Mr. Beckstrom meets the requirements for approval as the Qualifying Agent for IPC International Corp.

12:00 p.m. Wasatch Security LLC – QA Maier, Marc

Mr. Maier did not appear for his scheduled appointment with the Board. After a brief discussion the Board recommended to table Wasatch Security LLC's application

for replacement of Qualifying Agent until the February 14, 2008 meeting.

DISCUSSION ITEMS:

Utah Law and Rules Exam Questions

Mr. Ormond explained that the Division's testing vendor will be changing to PSI (PSI Services LLC), as of January 1, 2008. Due to the number of exams that PSI will need to write, the Utah Security Personnel Qualifying Agent exam may not be available, until later in the year. The Division is recommending offering a "Conditional License" or "Conditional Approval" to Companies or Qualifying Agents who meet all qualifications for licensure, contingent upon when the exam comes available the, Qualifying Agent must take the exam with in one month. Mr. Ormond then added that if a Qualifying Agent is unable to meet this requirement then the Company must cease working until either the exam is passed or the Qualifying Agent is replaced, the Board members present agreed.

Investigations Review

Mr. Ormond reminded the Board of proper Board procedures. And explained that the Board and the Division makes all decisions. Adding that a member of the public should not be asked to advise the Board or the Division on issues, or topics discussed.

Mr. Ormond then reminded the Board that any investigative issue should not be discussed by the Board Members; all issues shall be handled by the Division Investigative Department.

Mr. Anderton then explained that Senator Sandstorm and Senator Eastman will be helping to get the Armored Car Act through the Legislature this secession. Mr. Ormond then added that if the Act passes all Private Security Officers will be given the option to either remain Private Security Officers or become Armored Car Officers at the next renewal cycle.

Mr. Anderton then explained that he is trying to add a section to the Act which will allow an Armed Officer to work as an Unarmed Officer.

ADJOURN:

11:28 a.m.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

February 14, 2008

(ss) Marci McGregor

Date Approved

Chairperson, Security Services Licensing Board

February 14, 2008

(ss) Clyde Ormond

Date Approved

Bureau Manager, Division of Occupational & Professional
Licensing